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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**
5

6 EZRIEL RAPAPORT,

7 Plaintiff,

8 v.

9 AVI E. SOFFER,

10 Defendant.
11

Case No. 2:10-CV-00935-KJD-RJJ

ORDER

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13 Before the Court is the Motion to Strike or Dismiss the Third Party Complaint (#51) filed by
14 Plaintiff/Third-Party Defendant Ezriel Rapaport, trustee of the Rapaport 2006 Grantor Trust's. No
15 opposition has been filed.

16 Defendant/Counterclaimant/ Third-Party Plaintiff's opposition was due December 1, 2011.
17 Local Rule 7-2(d) provides that failure to oppose a motion "constitute[s] a consent to granting of the
18 motion." The Court has examined the Motion and finds that it has merit because, *inter alia*, Mr.
19 Soffer failed to seek the proper leave of the Court.

20 Accordingly, **IT IS HEREBY ORDERED** the Motion to Motion to Strike or Dismiss the
21 Third Party Complaint (#51) is **GRANTED**.

22 DATED this 9th day of December 2011.
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25 Kent J. Dawson
26 United States District Judge